IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.37556 of 2008
MD.MAHFOOZUL @ LAKARI, MD. SALIM, MD. ZIABUL & UMAR @ LATWA
Versus
STATE OF BIHAR
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3. 5.12.2008 Heard Sri Tarakant Jha, Senior Advocate for the petitioner and the learned A.P.P. for the State.

The case has been registered under Section 395 IPC and the informant claims being looted and also being assaulted by the dacoits besides being himself and his companion being threatened to be killed.

The contention is that there was in fact no identification of any one of the accompanying witnesses as stated that the names of the dacoits could be told to them only by persons who had arrived near the scene of the occurrence after the dacoits had run away. In the above connection some of the paragraphs like 4 etc have been referred and I have myself perused those paragraphs and that bears out the contention of the learned counsel of the defence , considering which, let the above named four petitioners be released from custody on furnishing bond of Rs.10,000/-(ten thousand)each with two sureties of the like amount each to the satisfaction of C.J.M. Purnea in K.Nagar P.S.Case No.64 of 2006.

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(Dharnidhar Jha, J.)

B.Kr.